

#28
Dico

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

PATENT
APPLICATION
1/23/02

In re PATENT APPLICATION of

Inventor(s): Dymekci

Appn. No.: 08

Series Code ↑

866,279

Serial No. ↑

Group Art Unit: 1632

Examiner.: A.M. Baker

Atty. Dkt. P 0234805

M#

Client Ref

Filed: May 30, 1997

Title: Use of FLP Recombinase in Mice

Hon. Commissioner of Patents
Washington, D.C. 20231

Date: January 18, 2002

Sir:

1. **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated July 18, 2001 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.

2. **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).

3. An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)

4. Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).

5. "Small entity" statement filed: herewith. previously.

6. Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd,	enter	\$320/160
If box 2 above is X'd,	enter	\$320/160
If box 3 above is X'd,	enter	\$280/140
If box 4 above is X'd,	enter nothing	- 0 - (no fee)
01/2/2002 SDUQNG 00000081 08866279		
03 C:219 160.00 0P		
	TOTAL FEE ATTACHED =	\$160

(Our Deposit Account No. 03-3975)

(Our Order No. 020263)

C#

0234805

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Pillsbury Winthrop LLP
Intellectual Property Group

1600 Tysons Boulevard
McLean, VA 22102
Tel: (703) 905-2000

By: Atty: Bonnie W. McLeod

Reg. No. 43,255

Atty/Sec: BWM/kmh

Sig: Bonnie W. McLeod

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NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Group Art Unit 1632

Examiner: A.M. Baker

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Client Ref

Appln. Title: Use of FLP Recombinase in Mice

Inventor(s): Dymecki

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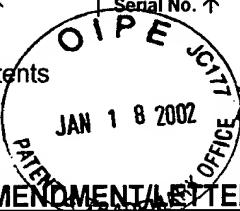
Serial No. ↑

Filed: May 30, 1997.

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

REPLY/AMENDMENT/LETTER



RECEIVED

JAN 23 2002

TECH CENTER 1600/2900

Date: January 18, 2002

AF/1632

#24
DIA
1/23/02

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity claim	For B & C See Required Separate Paper (Pat-256)
A. <input type="checkbox"/> NOT made	
B. <input type="checkbox"/> Withdrawn	
C. <input type="checkbox"/> made herewith	
D. <input checked="" type="checkbox"/> made previously	

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	51	**minus 49	2	x \$18/\$9 =	+ \$18	103/203
3. Independent Claims	4	***minus 4	0	x \$84/\$42 =	+ \$0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application).....			add	+ \$280/\$140 =	+ \$0	104/204
5. Original due Date: October 18, 2001	<input type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo)	\$110/\$55 =				115/215
	(2 mos)	\$400/\$200 =	+ \$460			116/216
	(3 mos)	\$920/\$460 =				117/217
	(Usable only for ≤ 2mo.OA --- 4 mos)	\$1,440/\$720=				118/218
	(Usable only for 30 day/1mo.OA --- 5 mos)	\$1,960/\$980=				128/228
7. Enter any previous extension fee paid since above original due date and subtract			- \$0			
8.		Extension Fee Attached	+ \$460			
9. If Terminal Disclaimer attached, add Rule 20(d) official fee		+ \$110/\$55	+ \$0			148/248
10. If IDS attached requires Official Fee under Rule 97 (c), or if Rule 97(d) Request	add	+ \$180	+ \$0			126
	add	+ \$180	+ \$0			126
11. After-Final Request Fee per rules 129(a) and 17(r)		+ \$740/370	+ \$0			146/246
12. No. of additional inventions for examination per Rule 129(b)		x \$740/370 ea	+ \$0			149/249
13. Request for Continued Examination (RCE)		+ \$740/370	+ \$0			1179/1279
14. Petition fee for			+ \$0			
15.		TOTAL FEE ENCLOSED =	\$478			

16. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

17. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

18. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

01/22/2002 SDUONG 00000081 08866279

Our Deposit Account No. 03-3975)

02 FC:217

460.00 0P

(Our Order No. 020263 0234805

C# M#

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This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

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